IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 8TH NOVEMBER 2006 / 17TH KARTHIKA 1928

Bail Appl..No. 6590 of 2006()

CRMP.3592/2006 of DISTRICT COURT, PALAKKAD
CP.103/2004 of J.M.F.C.,CHITTUR
CRIME NO.108/2003 OF PUDUNAGARAM POLICE STATION

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PETITIONER/ACCUSED

MOHANAN @ MOHANDAS,
S/O.CHAMI, CHOZHIYAKAD, VANDITHAVALAM,
PALAKKAD DISTRICT.

BY ADV. SRI.RAJESH SIVARAMANKUTTY

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
S.I. OF POLICE, PUDUNAGARAM POLICE STATION,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR, SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 08/11/2006, ALONG WITH B.A.NO.6596/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

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B.A. Nos. 6590/2006 and 6596/2006

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Dated this the 8th day of November, 2006

O R D E R

The petitioner in both these applications are the one and the same person. B.A.No.6590/2006 is preferred, for he apprehends arrest, as a non-bailable warrant is issued, in C.P.No.103/2004 of Judicial Magistrate of the First Class, Chittur, in Crime No.108/2003 of Pudunagaram Police Station. Whereas, in B.A.No.6596/2006, it is prayed that the matter is pending as C.P.No.88/2005 of the same court, which is basing on Crime No.97/2004 of the same police station. The accused was arrested on 17/10/2006. Hence, these separate bail applications, by the same petitioner.

2. The counsel for the petitioner submits that the father of the petitioner was undergoing treatment in Thrissur Medical College Hospital for Malignancy, and, therefore, the petitioner was unable to be present before the court below, when the case was taken up. However, the learned counsel for the petitioner did not produce any documents to that effect.

3. Nevertheless, considering the materials placed

before me by either side and the submissions of the prosecution, I grant bail to the petitioner in C.P.No.103/2004 as well as C.P.No.88/2005 of the court below and release him from jail, imposing the following conditions:-

i. The petitioner shall execute separate bond in each case, for Rs.20,000/-, with two solvent sureties each for the like sum, to the satisfaction of the Judicial Magistrate of the First Class, Chittur.

ii. The petitioner shall be present on all posting dates before the court below, unless, he is permitted to be absent by that court.

(J.M.JAMES)
Judge

ms